

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

FILED

U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

NOV 03 2009

ERIC REED MARASCIO

Plaintiff,

v.

THE STATE OF TEXAS, ET AL.,

Defendants.

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DAVID J. MALAND, CLERK

BY
DEPUTY _____

CASE NO. 4:09CV167


**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On October 5, 2009, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that this matter be dismissed with prejudice.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court. Therefore, this matter is dismissed with prejudice.

IT IS SO ORDERED.

SIGNED this 2nd day of November, 2009.



RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE